

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA,

DON HOUGH, ^{v.}
Petitioner,Dkt no. 19-cv-244
Case Number.

03-cr-174

FILED

MAR 07 2019

CLERK U.S. DISTRICT COURT
WEST. DIST. OF PENNSYLVANIAMOTION TO VACATE, SET ASIDE, OR CORRECT
SENTENCE PURSUANT TO 28 U.S.C. 2255

UNDER FEDERAL RULE of Civil Procedure 15, to add

Additional Claims, facts, clarify, amend, amplify claims
within the one year statute of limitations as well as after
the one-year period expires in order to clarify or amplify claims
which were timely presented.EXHIBIT-F

Doc. No. 193

And, now comes the Petitioner, DON HOUGH, prose, in the above
titled motion and avers as follows:

- 1) ON March 28, 2018, This Honorable Court at Docket number 188, issued an ORDER, RESENTING MR. HOUGH to a NEW AMENDED JUDGMENT,
- 2) At COUNTS 1, 2, 4, and 5 a concurrent sentence of ten years to be imposed consecutive to count 3, a sentence of thirty years, for a total of forty years in incarceration.
- 3) MR. HOUGH, NOW, WISHES TO FILE a Petition challenging the NEW AMENDED JUDGMENT, in which 2255(1), provides that there is a 1-year statute of limitations which runs from the latest of: (1) the date on which the judgment of conviction becomes final;
- 5) The One year began to run on the date in which MR. HOUGH, was resentenced to the NEW AMENDED JUDGMENT on March 28, 2018.

6) Along with this motion MR. Hough, notifies the Court of the filing of a HABEAS CORPUS MOTION UNDER 28. U.S.C. 2255, to correct the sentence imposed at Court three in which MR. HOUGH, wishes to file an additional Memorandum of law, for Immediate Release in support of the HABEAS CORPUS MOTION UNDER 2255,

7) MR. HOUGH ask this Honorable Court to delay the ruling of the HABEAS CORPUS MOTION UNDER 28. U.S.C. 2255, until Hough has filed the additional Memorandum of law in support, for Immediate Release, to add clarity, amend, or amplify additional claims or facts filed within the 1-year statute of limitations or after the one-year period expires as consistent with Federal Rule of Civil Procedure 15, see United States v Thomas, 221 F.3d 430 (3rd Cir 2000).

8) Additionally MR. HOUGH also files a MOTION TO APPOINT COUNSEL along with the present motions stated above. MR. HOUGH intends to file the additional Memorandum of law for Immediate Release within the one-year statute of limitations under 28. U.S.C. 2255

WHEREFORE, petitioner, Don Hough, prays, respectfully request that this Honorable Court, GRANT, the present motion,

CERTIFICATE AND NOTICE OF SERVICE AND FILING

I, DON HOUGH, certify that I caused to be served by u.s. mail postage prepaid, to the below listed parties on this 3rd day of March 2019.

MS. REBECCA R. HAYWOOD, ESQ.,
Office of the U.S. Attorney,
700 Grant St. suite 4000,
Pittsburgh, PA. 15219,

Don Hough

Don Hough, pro se,
07839.068,

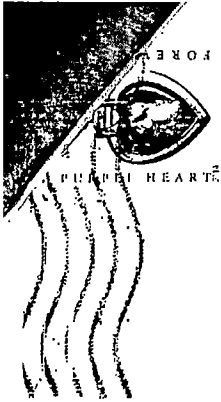
Federal Correctional Institution McDowell,

P.O. Box 1009

Welch, WV. 24801

Federal Correctional Institution McDowell
P.O. Box 1009
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To: CLERK OF COURTS
UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA
700 GRANT STREET, ROOM 3110
Pittsburgh, Pennsylvania. 15219

15219-195785

